

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
No. 1:21-cv-00067-MR**

DMARCIAN, INC.,

Plaintiff,

v.

DMARC ADVISOR BV,
f/k/a dmarcian Europe BV,

Defendant.

**DEFENDANT’S BRIEF ON
OCTOBER 2024 LETTER
FROM THE DISTRICT COURT
OF THE HAGUE**

Defendant DMARC Advisor BV files this brief in response to the Court’s October 22, 2024 Order to “address[] the issues raised in the District Court North Holland’s letter.” ECF No. 392.

That letter, ECF No. 393-1 at 1, encloses a copy of an order addressing “two requests for a letter rogatory,” ECF No. 393 at 1 ¶ 1.1. The Dutch Central Authority concludes in the order that both requests comply with the Convention on the Taking of Evidence Abroad in Civil or Commercial Matters. *Id.* at 1 ¶ 1.4. The Central Authority thus “forward[ed] the requests to the North Holland District Court for full execution.” *Id.* at 1 ¶ 1.5; *see also id.* at 2 ¶ 2. DMARC Advisor understands that those requests are pending before the North Holland District Court.

Dated: November 29, 2024 Respectfully submitted,

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CERTIFICATION ON USE OF ARTIFICIAL INTELLIGENCE

I certify in accordance with the Court's Standing Order on the Use of Artificial Intelligence, No. 3:24-mc-00104-MR, that (1) no artificial intelligence was employed in doing the research for the preparation of this document, with the exception of such artificial intelligence embedded in the standard on-line legal research sources Westlaw, Lexis, FastCase, and Bloomberg; and (2) every statement and every citation to an authority contained in this document has been checked by an attorney in this case and/or a paralegal working at his/her direction as to the accuracy of the proposition for which it is offered, and the citation to authority provided.

Dated: November 29, 2024

/s/ Samuel B. Hartzell
Samuel B. Hartzell